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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/583,346	05/31/2000	Rabindranath Dutta	AUS000192US1	2382

7590 07/01/2003  
Andrew J Dillon  
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EXAMINER

AMINI, JAVID A

ART UNIT	PAPER NUMBER
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2672

DATE MAILED: 07/01/2003 10

Please find below and/or attached an Office communication concerning this application or proceeding.

**Advisory Action**

Application No.

09/583,346

Applicant(s)

DUTTA, RABINDRANATH

Examiner

Javid A Amini

Art Unit

2672

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 03 March 2003 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

**PERIOD FOR REPLY** [check either a) or b)]

- a) ☐ The period for reply expires \_\_\_\_\_ months from the mailing date of the final rejection.
- b) ☒ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

1. ☐ A Notice of Appeal was filed on \_\_\_\_\_. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
2. ☐ The proposed amendment(s) will not be entered because:
- (a) ☐ they raise new issues that would require further consideration and/or search (see NOTE below);
  - (b) ☐ they raise the issue of new matter (see Note below);
  - (c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
  - (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: \_\_\_\_\_.

3. ☐ Applicant's reply has overcome the following rejection(s): \_\_\_\_\_.
4. ☐ Newly proposed or amended claim(s) \_\_\_\_\_ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
5. ☒ The a) ☐ affidavit, b) ☐ exhibit, or c) ☒ request for reconsideration has been considered but does NOT place the application in condition for allowance because: See Continuation Sheet.
6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.
7. ☒ For purposes of Appeal, the proposed amendment(s) a) ☐ will not be entered or b) ☒ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

The status of the claim(s) is (or will be) as follows:

Claim(s) allowed: \_\_\_\_\_.

Claim(s) objected to: \_\_\_\_\_.

Claim(s) rejected: 2-8, 11, 12, 14-17, 20, 21, 23-26 and 28-30.Claim(s) withdrawn from consideration: 1, 9, 10, 13, 18, 19, 22 and 27.

8. ☐ The proposed drawing correction filed on \_\_\_\_\_ is a) ☐ approved or b) ☐ disapproved by the Examiner.
9. ☐ Note the attached Information Disclosure Statement(s) (PTO-1449) Paper No(s). \_\_\_\_\_.
10. ☐ Other: \_\_\_\_\_

Javid A Amini  
Examiner  
Art Unit: 2672

Continuation of 5: The response B filed on June 11, 2003 under 37 CFR 1.112 has been considered but is ineffective to overcome the Wharton et al. reference.

Response to remarks on page 2, line 4: Examiner withdraws the requirement for drawings.

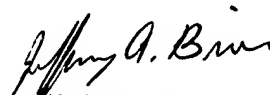
Response to remarks on page 2, line 13: the rejection of claims 28, 29 and 30 based on the step of "analyzing the data page" that do not explicitly specify, how the data page analyzed? Applicant discloses on page 7, lines 15-31, "Alternatively to or in combination with the preferred embodiment, the internet browser software or display manager software of the portable device itself can automatically determine the best orientation of the display data, and can alternate between the display modes. Figure 3 is a flowchart of a process in accordance with the preferred embodiment of the present invention. Here, the user first requests a web page, or other data page, using the wireless device (step 305). Next, the device receives the requested web page, or a truncated wireless markup language (WML) version of the requested web page(step 310). The device then displays the page in the default orientation (step 315), which will be referred to as Display Model. The user can set the default orientation to either the wide or narrow orientation. Alternatively, the device can automatically determine the best fit orientation for the display. By examining the line width of the text being received, the device will determine whether the wide or narrow orientation will be used as the default orientation for that set of text", therefore, the above paragraph does not enable a person skilled in the art to practice of the invention.

Response to remarks on page 4, lines 3: applicant disagrees about the rejection of claim 28, using a reference Wharton et al. Let's analyze the claim language (underlined): Claim 28 is claiming "A method for displaying data on a portable device having a display that is significantly larger in a first dimension than in a second dimension, said method comprising the steps of: receiving a data page in the portable device; analyzing the data page; and automatically displaying the data page in either a first orientation or a second orientation within the display in response to the analysis of the data page".

- a. displaying data: Wharton et al. illustrates in Fig. 9 displaying data.
- b. portable device: Wharton et al. illustrates in Fig. 9 a PDA that is a portable device.
- c. larger in a first dimension than in a second dimension: Wharton et al. illustrates in Fig. 9 a PDA, which contains a length and a width, and the definition is as follows: larger in a first dimension than in a second dimension.
- d. receiving a data page in the portable device; analyzing the data page: Wharton et al. illustrates in most of the Figs. 3(a-f) that receives a data page in the portable device(PDA), and analyzing the data page.
- e. automatically displaying the data page: Wharton et al. is automatically displaying the data page, see for example Figs. 3f and 4.
- f. either a first orientation or a second orientation: Wharton illustrates the same data display in different orientations in Figs. 3f and 4.

The previous rejection is still maintained.

The telephone conversation between an examiner and Andrew J. Dillon on 5/30/2003, regarding correction of page 7 of office action date April 7, 2003, the first line should read as follows: "Claims 2, 4-8, 11, 14-17, 20, 23-26 and 28-30 rejected under 35 U.S.C. 102(b) as".

  
JEFFREY A. BRINN  
PRIMARY EXAMINER